

Report Date: June 10, 2008

**United States District Court**

for the

**Eastern District of Washington**

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON  
  
JUN 12 2008  
  
JAMES R. LARSEN, CLERK  
DEPUTY  
SPOKANE, WASHINGTON

**Request for Modifying the Conditions or Term of Supervision  
with Consent of the Offender**

*(Probation Form 49, Waiver of Hearing is Attached)*

Name of Offender: Thomas McClelean Callaway      Case Number: 2:02CR06044-001  
Name of Sentencing Judicial Officer: The Honorable Wm. Fremming Nielsen  
Date of Original Sentence: 3/18/2003      Type of Supervision:  
Original Offense: Possession of a Firearm in      Date Supervision Commenced: 6/06/2008  
Furtherance of Drug Traffacking Crime, 18 U.S.C. §  
924(c)(1)  
Original Sentence: Prison - 78 Months; TSR - 36      Date Supervision Expires: 6/05/2008  
Months

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**PETITIONING THE COURT**

To modify the conditions of supervision as follows:

- 17      You shall abstain from the use of illegal controlled substances, and shall submit to urinalysis *testing, as* directed by the supervising probation officer, but no more than six tests per month, in order to confirm continued abstinence from these substances.

**CAUSE**

The modification is needed to bring the drug testing condition in line with Ninth Circuit Court case law.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on: June 19, 2008

Curtis G. Hare  
Curtis G. Hare  
U.S. Probation Officer

Prob 12B

**Re: Callaway, Thomas McClelean**

**June 10, 2008**

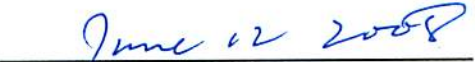
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THE COURT ORDERS

- ☐ No Action
- ☐ The Extension of Supervision as Noted Above
- ☒ The Modification of Conditions as Noted Above
- ☐ Other



Signature of Judicial Officer



Date